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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

10 LEE MAX BARNETT,

11 Petitioner,

No. CIV S-99-2416 DFL CMK DP

12 vs.

DEATH PENALTY CASE

13 ROBERT WONG, Warden,

ORDER

14 Respondent.
15 _____/

16 Petitioner, a state prisoner proceeding with appointed counsel, brings this petition
17 for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. A case management conference in this
18 matter is scheduled for August 21, 2006.

19 IT IS ORDERED THAT the hearing set for August 21, 2006 is vacated; the case
20 management conference is rescheduled to September 6, 2006 at 10:00 a.m before the undersigned
21 at the United States District Court, Redding, California. All other dates in the June 5, 2006 order
22 (doc. 191) remain unchanged.

23 On March 10, 2006¹, the Ninth Circuit entered judgement affirming the judgment
24 of the district court that petitioner's federal habeas petition be held in abeyance pending the
25 _____

26 ¹The March 10, 2006 judgment was docketed in this case on April 4, 2006. (Doc. 178.)

1 exhaustion of his claims in state court. The court will now require petitioner to file a status report
2 following resolution of his claims by the state court.

3 Accordingly, IT IS HEREBY ORDERED that petitioner shall file a status report
4 within 20 days after resolution of petitioner's claims by the state court.

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6 DATED: July 18, 2006.

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9 **CRAIG M. KELLISON**
UNITED STATES MAGISTRATE JUDGE